

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

David J. SCHANZLIN et al.

Serial No.: 08/993,696

Filing Date: December 18, 1997

For: RADIAL INTRASTROMAL
CORNEAL INSERT

Examiner: Dave Willse

Art Unit: 3738

DECLARATION

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

I, Stanislav Bindman, declare as follows:

1. That from 1992 to the present, I have been employed by the law firm of Bingham McCutchen LLP (formerly McCutchen Doyle Brown & Enersen LLP), Three Embarcadero Center, Suite 1800, San Francisco, California 94111-4067.
2. I am employed as the firm's Mail Room Coordinator.
3. That upon information and belief, I or someone under my supervision and control, picked up during the course of routine mail processing, an envelope addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231. Mail deposited with the McCutchen Doyle Brown & Enersen mail system is routinely picked up throughout the day at the end of that day, it is deposited with the US Postal Service.

4. That all statements made herein are of my own knowledge and are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Date: 8/26/02 By: S. Bindman
Stanislav Bindman